

CITY OF LE ROY
COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 08-01-01-50

**AN ORDINANCE VACATING PORTIONS OF PLATTED EASEMENTS IN
LOT 3 LE ROY PLAZA SUBDIVISION 1ST ADDITION, A PLATTED
SUBDIVISION IN THE CITY OF LE ROY, MCLEAN COUNTY, ILLINOIS**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
7th Day of January 2008

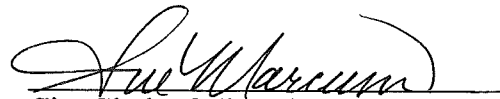
PRESENTED: **January 7, 2008**
PASSED: **January 7, 2008**
APPROVED: **January 7, 2008**
RECORDED: **January 7, 2008**
PUBLISHED: **January 7, 2008**

In Pamphlet Form

Voting "Aye" 8
Voting "Nay" 0

The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.

(SEAL)


City Clerk of City of Le Roy

Dated: January 7, 2008

ORDINANCE NUMBER: 08-01-01-50

AN ORDINANCE VACATING A PORTION OF PLATTED EASEMENTS IN LOT THREE (3) LEROY PLAZA SUBDIVISION 1ST ADDITION, A PLATTED SUBDIVISION IN THE CITY OF LE ROY, MCLEAN COUNTY, ILLINOIS

WHEREAS, a request has been received from the owner of property consisting of Lot 3 in Le Roy Plaza Subdivision 1st Addition of the City of Le Roy, requesting vacation of platted utility easements as shown on the plat of the aforesaid subdivision; and

WHEREAS, the Mayor and City Council of the City of Le Roy, McLean County, Illinois, an Illinois municipal corporation, find that it is in the public's best interest to vacate the portions of said easements as hereinafter described, as said easements would otherwise present an impediment to the development of the aforesaid lots,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Le Roy, McLean County, Illinois, in lawful meeting assembled, as follows:

Section 1. The easements as hereinafter described in this section are no longer required for the use of public utilities in connection with the development of the lot hereinafter described in Lot 3 Le Roy Plaza Subdivision 1st Addition, a subdivision platted in the City of Le Roy, McLean County, Illinois, and the interests of the owners of said lot as well as the public's interest will be subserved by vacating the portions of those easements as described hereafter. The easements intended to be vacated in accordance with this ordinance are legally described as follows

Surface Drainage Easement Area to be Vacated: The North 25 feet of the East 239.15 feet of Lot 3 in Le Roy Plaza Subdivision 1st addition in the W1/2 of the NW1/4 of Section 28, Township 22 North, Range 4 East of the Third Principal Meridian, City of Le Roy, McLean County, Illinois.

No Access Strip to be Vacated: All of that part of the No Access Strip in the East side of Lot 3 in Le Roy Plaza Subdivision 1st Addition adjoining the west right of way line of East Street, in the W1/2 of the NW1/4 of Section 28, Township 22 North, Range 4 East of the Third Principal Meridian, City of Le Roy, McLean County, Illinois.

Section 2. Vacation of the public utility's interest and of the public's interests in the aforesaid portions of the easements described herein shall not abridge or destroy the right or privileges of an other proprietor or property shown on the final plat of said subdivision. Said vacation does not constitute a closing or obstruction of any easement currently used by any public utility, and, for that reason, and only to the extent that said final plat conflicts with provisions of this vacation ordinance, the final plat of the aforesaid Lot 3 Le Roy Plaza Subdivision 1st Addition to the City of Le Roy, McLean County, Illinois, shall be and the same is hereby vacated.

Section 3. A certified copy of this ordinance shall be filed by the City Clerk of the City of Le Roy, Illinois, for recording in the Office of Recorder of Deeds in McLean County, Illinois.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law, and upon the fulfillment of the conditions set forth previously herein.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion made by John Haney, and seconded by T.A. Whitsitt by roll call vote on the 7th day of January, 2008, as follows

Aldermen elected 8

Aldermen Present 8

Voting Aye:

Shirley Chancellor, Nancy Bentley, T.A. Whitsitt, Dawn Hanafin, George Cook Jr., David McClelland, Dawn Thompson, John Haney

Voting Nay:

None

Absent:

None


Abstain:

None


Other:

None

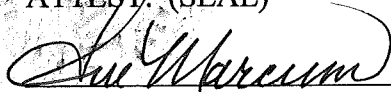
and deposited and filed in the office of the City Clerk in said municipality on the 7th day of January, 2008.


Sue Marcum, City Clerk of the City of Le Roy
Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 7th day of January, 2008


Gary Koerner Mayor of the City of Le Roy,
Mc Lean County, Illinois

ATTEST: (SEAL)


Sue Marcum, City Clerk of the City of Le Roy
Mc Lean County, Illinois

CERTIFICATE

I, Sue Marcum, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **January 7, 2008** the Corporate Authorities of such municipality passed and approved **Ordinance No. 08-01-01-50** entitled:

AN ORDINANCE VACATING PORTIONS OF PLATTED EASEMENTS IN LOT 3 LE ROY PLAZA SUBDIVISION 1ST ADDITION, A PLATTED SUBDIVISION IN THE CITY OF LE ROY, MCLEAN COUNTY, ILLINOIS

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **08-01-01-50**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **January 7, 2008** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 7th day of January 2008.

(SEAL)


Municipal Clerk

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:


AN ORDINANCE VACATING PORTIONS OF PLATTED EASEMENTS IN LOT 3 LE ROY PLAZA SUBDIVISION 1ST ADDITION, A PLATTED SUBDIVISION IN THE CITY OF LE ROY, MCLEAN COUNTY, ILLINOIS

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 7th day of January, 2008, and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 7th day of January, 2008



(SEAL)


City Clerk